

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

UNIVERSITAS EDUCATION, LLC	:	CIVIL ACTION NO.
	:	11-CV-1590-LTS-HBP
Petitioner,	:	
	:	
V.	:	
	:	
NOVA GROUP, INC., as Trustee, Sponsor	:	
And Named Fiduciary of the CHARTER OAK	:	
TRUST WLEFARE BENEFIT PLAN,	:	
	:	
Respondent.	:	JULY 16, 2012

**NON-PARTY DANIEL E. CARPENTER’S MOTION TO QUASH**

Pursuant to Rules 26(c) and 45 of the Federal Rules of Civil Procedure, Daniel E. Carpenter (“Movant”), who is not a party to the above-captioned case, hereby moves to quash the Subpoena issued by counsel for the plaintiff, Universitas Education, LLC (“Universitas”), in this proceeding. A copy of the subject Subpoena is appended hereto as Exhibit A. The Movant, a resident of Simsbury, Connecticut, moves to quash the Subpoena because: (1) it requires him to travel to a deposition more than 100 miles from where he resides, (2) subjects him to undue burden and (3) is premature.

**WHEREFORE**, for the reasons set forth in the memorandum of law, the Movant requests that the Court grant his motion and quash the Subpoena in its entirety.

**ORAL ARGUMENT REQUESTED**  
**TESTIMONY NOT REQUIRED**

Respectfully submitted,

**NON-PARTY**  
**DANIEL E. CARPENTER**

By: /s/ Dan E. LaBelle  
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His Attorney

**CERTIFICATION**

I hereby certify that on July 16, 2012, a copy of the foregoing was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system. Parties may access this filing through the court's system.

/s/Dan E. LaBelle

Dan E. LaBelle

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